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5 Attorney for  
6 GGW GLOBAL BRANDS, INC.

7 UNITED STATES BANKRUPTCY COURT

8 DISTRICT OF NEVADA

9  
10 In re Adv Proc.: 13-01050-MMN  
11 GGW BRANDS, LLC *et al.* Chapter 11  
12 Debtors.

13 WYNN LAS VEGAS LLC dba WYNN LAW  
14 VEGAS, a Nevada limited liability company

15 Plaintiff, Counterclaim  
16 Defendant

17 v.

18 GGW DIRECT, LLC, a Delaware limited  
liability company; GGW BRANDS, LLC, a  
Delaware limited liability company; GGW  
19 EVENTS, LLC, a Delaware limited liability  
company; MANTRA FILMS, INC., a  
suspended Oklahoma corporation; BLUE  
20 HORSE TRADING, LLC, a California limited  
liability company; PEPE BUS, LLC, an  
inactive Montana limited liability company;  
21 SANDS MEDIA, INC., a revoked Nevada  
domestic corporation; JOSEPH R. FRANCIS,  
22 an individual; DAVID R. HOUSTON, an  
individual; and DAVID R. HOUSTON, LTD.,  
a Nevada professional corporation, doing  
business as THE LAW OFFICE OF DAVID  
23 R. HOUSTON,

24 Defendants

25  
26  
27 *Caption continued*

28  
GGW GLOBAL BRANDS, INC.  
OPPOSITION TO MOTION FOR ORDER  
APPROVING STIPULATION REGARDING  
RESOLUTION OF REMOVED ACTION

**Hearing:**

Date: August 28, 2013  
Time: 9:30 a.m.  
Place: Courtroom 2  
US Bankruptcy Court  
District of Nevada  
Foley Federal Building  
300 Las Vegas Boulevard South  
Las Vegas, NV 89101

1 GGW GLOBAL BRANDS, INC., as successor  
2 in interest of certain assets of PEPE BUS, LLC

3 Counterclaimant and  
4 Crossclaimant

5 v.

6 WYNN LAS VEGAS LLC d/b/a WYNN LAS  
7 VEGAS

8 Counterclaim Defendant

9 -and-

10 GGW DIRECT, LLC; GGW BRANDS, LLC;  
11 and GGW EVENTS, LLC

12 Crossclaim Defendants

13 GGW GLOBAL BRANDS, INC., as successor in interest of certain assets of PEPE BUS,  
14 LLC, hereby files the following Opposition to the Motion for Order Approving Stipulation  
15 Regarding Resolution of Removed Action (Docket No. 23):

16 **I. SUMMARY OF PROCEEDINGS**

17 GGW GLOBAL BRANDS, INC. incorporates by reference the Procedural Background  
18 contained with the Motion for Order Approving Stipulation Regarding Resolution of Removed  
19 Action (Docket No. 23).

20 PEPE BUS, LLC, although a named Defendant in the underlying action, was never served  
21 with a Summons or a copy of the Complaint. GGW GLOBAL BRANDS, INC., by operation of an  
22 Assignment from PEPE BUS, LLC, is successor in interest to PEPE BUS, LLC with respect to the  
23 funds in the trust account of HOUSTON which are at issue in the underlying litigation.

24 Concurrently with the filing of this Opposition, GGW GLOBAL BRANDS, INC. has filed  
25 an Answer, Counterclaim and Crossclaim in the underlying litigation in which it makes claim to  
26 all funds in the trust account of HOUSTON which are at issue in the underlying litigation.

1           **II. ARGUMENT**

2           As part of the proposed Resolution of Removed Action which this court has been asked to  
3 approve, WYNN LAS VEGAS, GGW DIRECT, LLC, GGW BRANDS, LLC and GGW  
4 EVENTS, LLC are agreeing to a division and distribution among them of the funds held in the  
5 HOUSTON trust fund account.

6           GGW GLOBAL BRANDS, INC., which has filed claims to those funds as part of its  
7 Answer, Counterclaim and Crosscomplaint has not agreed to such division of its funds and does  
8 not agree to such division.

9           It is axiomatic, that less than all of the parties to litigation cannot settle the litigation by  
10 agreeing to divide up amongst themselves funds to which another party to the litigation has an  
11 active claim pending in the litigation.

12          **III. CONCLUSION**

13          This Court must deny the Motion for Resolution of Removed Action to the extent that it  
14 seeks to divide the funds contained in the HOUSTON trust account as the claims of GGW  
15 GLOBAL BRANDS, INC. to those funds have not yet been adjudicated and GGW GLOBAL  
16 BRANDS, INC. has not agreed to the proposed settlement.

17          DATED: August 14, 2013  
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19           By:     /S/ KENNETH E. LYON, III

20           Attorney for GGW GLOBAL BRANDS, INC.

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